

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2013-002591-001 DT

10/19/2015

HONORABLE JAY RYAN ADLEMAN

CLERK OF THE COURT
M. Nielsen
Deputy

STATE OF ARIZONA

EDWARD G PAINE

v.

CHRISTOPHER W CHEVALIER (001)

JOCQUESE L BLACKWELL

TRIAL MINUTE ENTRY
DAY TEN

State's Attorney:	Edward G. Paine
Defendant's Attorney:	Jocquese L. Blackwell
Defendant:	Present
Court Reporter:	Wanda Bauer

10:15 a.m. Let the Record Reflect that the jury is all present in the jury room and resume their deliberations from October 15, 2015.

11:44 a.m. The Court reconvenes with counsel present telephonically.

Court Reporter, Wanda Bauer, is present.

The Court receives written questions from the jury. Court and counsel discuss the questions and answers are provided through further testimony of the witness.

FILED: Juror Questions (2)

11:45 a.m. The Court stands at recess.

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1:38 p.m. The Court reconvenes with Defendant and counsel present.

Court Reporter, Wanda Bauer, is present.

The jury is not present.

Discussion is held regarding juror question(s).

2:11 p.m. The Court stands at recess.

2:42 p.m. Court reconvenes with respective counsel and Defendant present. The Jury is present.

Court Reporter, Wanda Bauer is present.

The jury is all present in the jury box and by their foreperson return in to Court their verdict, which is read and recorded by the Clerk and is as follows:

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant, Christopher W. Chevalier, **NOT GUILTY** of Count 1: Manslaughter.

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant, Christopher W. Chevalier, **GUILTY** of Count 1: Negligent Homicide.

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant, Christopher W. Chevalier, **GUILTY** of Count 2: Leaving Scene of a Fatal Injury Accident.

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find beyond a reasonable doubt on the allegation that the Defendant caused the accident: **Proved the Defendant caused the accident.**

The jurors reply that this is their true verdict.

The jury is polled at the request of counsel for the Defendant. Each juror replies that this is his/her true verdict.

FILED: Verdicts.

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2:48 p.m. Counsel approach the bench with the Court Reporter and discussion is held out of the hearing of the jury.

2:49 p.m. The jury is admonished and leaves the courtroom. Court remains in session.

Discussion is held in regards to the Aggravation Phase of the trial.

2:51 p.m. The Court stands at recess.

3:37 p.m. The Court reconvenes with Defendant and counsel present.

Court Reporter, Wanda Bauer, is present.

The jury is not present.

Discussion is held regarding aggravating factors.

The parties advise the Court of stipulating to the State's Aggravating Circumstance:

“The offense caused physical, emotional, or financial harm to the victim's family.”

The Court advises Defendant of the range of possible sentence and the availability of probation, and any special conditions of sentencing and probation. The Court advises Defendant of all pertinent constitutional rights and rights of review.

IT IS ORDERED setting time for sentencing on **January 8, 2016 at 1:30 p.m.** (time allotted: 90 minutes) before this division.

Defendant is advised that failure to appear for any scheduled court dates may result in the issuance of a bench warrant, the Court would not be bound by any sentencing agreements, and Defendant could waive his/her right to petition for post-conviction relief.

IT IS FURTHER ORDERED affirming prior release orders.

3:54 p.m. The Court stands at recess until **October 20, 2015 at 10:30 a.m.**